

Present: Mayor: Brian Hemminger
Trustee: Howard Hughson Trustee: Joe DeBrock
Trustee: BJ Hicks Trustee: Michael Cheney

Also present: Clerk/Treasurer: Jill Seifert; DPW Superintendent: Ken McAllister, Deputy Clerk/Treasurer: Melissa Westfall; WWTP Operator: Adam Lotyczewski; Code Enforcement Officer: Jim Murphy; Police Chief: John Storer & Fire Chief: Ron Nieskes (7:40pm).

Mayor Hemminger opened the meeting with the pledge of allegiance to the flag at 7:00 pm.

REPORTS:

Police: 1. June reports – No questions; briefly discussed John’s conversation with the young man wrapping the swings around the rails at Redfield Park.
2. July schedule.
3. Court fees - None.

8 Banta Street: 1. Normal work orders etc; nothing pressing currently.

DPW, WWTP & Water:

1. June report: no questions. Ken reported that the crew is busy with sidewalks on Banta and tying up various other items. Will be doing a small sewer time & material project on the Mason’s property on Ontario; this sewer service has always been a problem and with the upcoming addition of a dishwasher the property owners would like it rerouted. Cayuga Soil & Water was at the Transfer Station 7/7 & 7/8 grinding debris into mulch. Adam indicated that things are not moving along as they should at the plant; total flow is way down, pumps aren’t functioning properly; Ken indicated that it has everything to do with the ground water levels.
2. Laborer – Josh Akin has accepted the Village’s offer of employment and will start on Monday, August 1st.
3. New electric service at Methodist Park – Ken indicated that Doug Sloth will be moving forward with this budgeted item, hopefully the week of July 18th.
4. Street Sweeping – Initial visit started on 7/7, Ken is unsure if the entire Village has been completed; they will be back just prior to Sauerkraut Weekend.
5. Falls lighting quote – Ken discussed the quote he received from Geneva Electric for a LED multi-colored light system with a remote access Pharos Touch Panel Controller for \$11,741. This is a non-budgeted item that we have been discussing on and off for some time. In addition to the quote there would be roughly \$3,000 of expense to disconnect and reconnect/upgrade the electrical service and relocate to the middle of the bridge. While we could update the lights to normal LED (white) lights for less money, it may not play up the falls as we would like to. After a brief discussion, the Board requested that an application for funding be sent to the Mary Preston Foundation for consideration.

Redfield Park: 1. Concerts in the Park – Flint Creek performing this evening.

Crooked Bridge Park:

1. The dedication was held; Thursday, July 7th; the pedestals were removed temporarily for powder coating.

Code Enfnt: 1. June reports: no questions. Jim indicated that he would be contacting the possible owner of 55 Main to request mowing and trimming of overgrown bushes, and would be contacting Larry Tillack regarding the landscaping at the Family Dollar store.
2. Local Law amending the Zoning Schedules – the Clerk’s Office has received the full packet regarding this local law from Attorney Jeff Graff; motion by Trustee DeBrock, 2nd by Trustee Hughson offering **Resolution 15-2016**:

**RESOLUTION INTRODUCING LOCAL LAW
AND PROVIDING FOR PUBLIC NOTICE AND HEARING**

WHEREAS, the Village Board of the Village of Phelps, after due deliberation, finds it in the best interests of the Village to schedule a public hearing to solicit public comment upon a proposed Local Law entitled “A Local Law Amending the Village of Phelps Zoning Law Schedules”; and

WHEREAS, the Village Board of the Village of Phelps has reviewed the draft of the aforementioned proposed Local Law attached hereto as Exhibit "1" and deems it in the best interests of the Village of Phelps to proceed in accordance with the Code of the Village of Phelps and the Laws of the State of New York in adopting said Local Law; and

NOW THEREFORE, BE IT RESOLVED, that the proposed Local Law entitled “A Local Law Amending the Village of Phelps Zoning Law Schedules”, be and it is hereby introduced before the Board of Trustees of the Village of Phelps, New York, and

BE IT FURTHER RESOLVED, that the Board of Trustees hold a public hearing on said proposed Local Law at the Village Hall, 8 Banta Street in the Village of Phelps, New York, at 7:00 p.m. on August 8, 2016; and

BE IT FURTHER RESOLVED, that the Village Clerk publish or cause to be published a public notice in the official newspaper of the Village of said public hearing at least ten (10) days prior thereto; and

BE IT FURTHER RESOLVED, that the Village Clerk be, and she hereby is, directed to post a copy of the proposed Local Law on the Village of Phelps sign board and take any and all other necessary actions to properly bring the aforementioned Local Law before the Village Board of the Village of Phelps for its consideration; and

BE IT FURTHER RESOLVED, that the Village Clerk be, and hereby is, authorized to provide all other notices as required by law for the adoption of this local law; and

BE IT FURTHER RESOLVED, that this local law be forwarded to the County Planning Board and Village Planning Board, with all supporting documents, for their respective reviews and recommendations.

I, Jill Seifert, Village Clerk of the Village of Phelps, do hereby certify that the Board of Trustees of the Village of Phelps adopted the aforementioned resolution on July 11, 2016, by the following vote:

	<u>Aye</u>	<u>Nay</u>
Brian Hemminger	XX	_____
Howard Hughson	XX	_____
Joe DeBrock	XX	_____
Bette Hicks	XX	_____
Michael Cheney	XX	_____

Fire Department:

- 1. June report – No questions. Michael reported that HIPPA training was being conducted at the Fire House this evening and that Ron would join us later.

YP&R Comm:

- 1. Summer Recreation Appointments – Kevin Norsen declined the Recreation Assistant position, Alyssa contacted the next appropriate applicant for the vacancy. Motion by Trustee DeBrock, 2nd by Trustee Hughson and unanimously carried approving Bryce Norsen’s appointment to the vacant recreation assistant position.

Treasurer Rpt:

- 1. June report – no questions.

Minutes:

- 1. Minutes of the June 13, 2016 Regular meeting – Motion by Trustee Hughson, 2nd by Trustee Hicks, and unanimously carried accepting the minutes as presented.

Correspondence:

- 1. Charter Communications 6/15 - Station & technical changes. Briefly discussed the lack of response regarding our requested changes within the contract by our representative, Jill to call Chris Mueller, Director of Government Affairs.
- 2. Historic District Commission Resignation – Pat Jones submitted her written resignation effective June 20th as she is no longer a Village resident. Motion by Trustee Hughson, 2nd by Trustee Hicks and unanimously carried accepting, with our thanks and regrets, Mrs. Jones resignation. Per Jill’s conversation with Danielle Kirsch, she is willing to serve on this Commission; motion by Trustee Hughson, 2nd by Trustee Hicks and unanimously carried appointing Danielle Kirsch to the Historic District Commission to fulfill Pat Jones term expiring in July, 2018.
- 3. Phil & Cynthia Frere’s ground water concerns – Received a letter requesting something be done with the curbing at the their property at 45 South Wayne Street. The curb was removed by previous owners to create a driveway and following a water main repair a few years back the change in the ground level is allowing water and debris to flow into their driveway and subsequently into their basement. Brian indicated that he and Ken have discussed a couple of options and that he will be contacting the Freres.
- 4. Ontario County Dental Card Program – For information only, Health Economics Group dropped off brochures, the employees can sign up if they want to, nothing needed from the Village.

New Discussion:

- 1. **Resolution 13-2016** – Received a request from Tom Harvey, Ontario County Planning Department, asking for the Board’s support with upgrades to the Ontario County Firing Range, which is used by our part-time police department Following a brief discussion and explanation from Chief Storer, motion by Trustee Hicks, 2nd by Trustee Cheney offering the following resolution:

PLEDGING SUPPORT FOR AND PARTICIPATION IN A LOCAL GOVERNMENT EFFICIENCY GRANT FOR THE PURPOSE OF IMPROVING THE COUNTY SHERIFF’S OFFICE FIRING RANGE

WHEREAS, Ontario County authorized a contract with T.Y. Lin International Engineering, Architecture & Land Surveying, P.C. to study the current condition of the Sheriff’s Office Firing Range develop recommendations for its improvement; and

WHEREAS, the study recommended a number of improvements, including site remediation, construction of a new rifle training range of 100 yards, expansion of the existing handgun training range, improved targetry, larger berms to protect adjacent uses, site remediation, and an environmentally sound projectile recovery system to be implemented at a total project cost of \$1,713,925.00; and

WHEREAS, the Village of Phelps Police Department uses the Sheriff’s Office Firing Range for the purposes of training and certification of its officers; and

WHEREAS, the improvements proposed for said firing range will provide better training for the Village of Phelps Police Department and are in the best interest in serving the citizens of the Village of Phelps; and

WHEREAS, the New York State Department of State has announced the availability of Local Governmental Efficiency Grants for 2016; and

WHEREAS, these grants provide up to 50% funding for projects at a level of up to \$200,000 per participating municipality; and

WHEREAS, Ontario County has asked the Village of Phelps to participate in the Local Government Efficiency Grant as a co-applicant; and

NOW, THEREFORE, BE IT RESOLVED, by the Village of Phelps, does hereby pledges its support for and participation as a co-applicant in Local Government Efficiency Grant for the purposes of improving the Ontario County Sheriff’s Office Firing Range.

The following vote was taken:

	<u>AYE</u>	<u>NAY</u>
Mayor: Brian Hemminger	XX	_____
Trustee: Joe DeBrock	XX	_____
Trustee: Howard Hughson	XX	_____
Trustee: Bette J. Hicks	XX	_____
Trustee: Michael Cheney	XX	_____

- Resolution #14–2016 Closing of Main Street for Sauerkraut Weekend** - Resolution offered by Trustee Hughson, 2nd by Trustee Hicks:

WHEREAS, the Sauerkraut Weekend Parade & Activities will be held on August 6, 2016
WHEREAS the parade will held on Main Street, starting at the intersection of North Wayne Street, South Wayne Street and Main Street (Route 96) and proceeding west to Eagle Street,

NOW, THEREFORE, BE IT RESOLVED that the Board of Trustees authorizes the closing of Main Street (Route 96) from the intersection of North & South Wayne Streets to the intersection of Main Street (Route 96) and Eagle Street between the hours of approximately noon to approximately 8:00 pm on August 6, 2016.

I, Jill Seifert, Village Clerk/Treasurer of the Village of Phelps do hereby certify that the aforementioned resolution was adopted by the Board of Trustees of the Village of Phelps on July 11, 2016, by the following vote:

	<u>AYE</u>	<u>NAY</u>
Mayor: Brian Hemminger	XX	_____
Trustee: Joe DeBrock	XX	_____
Trustee: Howard Hughson	XX	_____
Trustee: Bette J. Hicks	XX	_____
Trustee: Michael Cheney	XX	_____

- Old Discussion:
- Charter Communications – 02/11/16 renewal of franchise agreement – Jill to contact Chris Mueller, Director, Government Affairs.
 - Crosswalk at PCC/Old Mill – Brian informed the Board that Ken and Jill had met with Greg Trost, NYS DOT and Greg had sent an email outlining their discussion. Jill provided the email to the Board for their reference. Brian indicated that he and Ken would meet with Tom Mitchell to discuss the same.
 - Parking Code.
 - Generator for PCC.

Transfers: None.

7:54 PM Per Mayor Hemminger’s request; motion by Trustee DeBrock, 2nd by Trustee Hughson and unanimously carried to go into Executive Session to discuss a contractual matter. Clerk/Treasurer Seifert and DPW Superintendent McAllister invited into the session.

8:09 PM Motion by Trustee Hicks, 2nd by Trustee Hughson and unanimously carried to come out of Executive Session. No decision was made; Jill to research and inform the Board of their options.

Vouchers: Motion by Trustee Hughson, 2nd by Trustee Cheney and unanimously carried to pay the following vouchers as presented.

Abstr#02	General	Ck #'s: 14787 – 14834	In the amount of:	\$ 40,635.89
				\$
Abstr#02	Water	Ck #'s: 11038 – 11044	In the amount of:	\$ 942.76
Abstr#02	Sewer	Ck #'s: 11656 – 11666	In the amount of:	\$ 3,897.42

Trustee DeBrock asked Ken about the possibility of more streetlights on the south end of Church Street now that it is “built out”; Ken indicated he could contact NYSEG in Binghamton about this.

Adjournment: 8:14PM: Motion by Trustee DeBrock, 2nd by Trustee Hughson and carried to adjourn the meeting.

Respectfully submitted,

Jill K. Seifert
 Clerk/Treasurer